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DAVID TALCOTT USSERY

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) No. Cr. S 05-34 LKK
12 Plaintiff,)
13 v.)
14 DAVID TALCOTT USSERY,)
15 Defendant.)
16 _____)

17 Defendant DAVID TALCOTT USSERY, by and through his attorney,
18 Assistant Federal Defender David M. Porter, hereby requests the Court
19 issue the order lodged herewith modifying the briefing schedule in
20 conjunction with the filing of an amended motion to reduce sentence
21 pursuant to 18 U.S.C. § 3582(c)(2), to permit counsel to review the
22 sentencing transcript and the defendant's prison disciplinary records.
23 Counsel for plaintiff, Assistant U.S. Attorney Anne E. Pings,
24 graciously indicated that she has no objection to the proposed

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1 schedule.

2 Dated: April 29, 2008

3 Respectfully submitted,

4 DANIEL J. BRODERICK
Federal Defender

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6 /s/ David M. Porter
7 DAVID M. PORTER
Assistant Federal Defender

8 Attorney for Movant
9 DAVID TALCOTT USSERY

10 O R D E R

11 For the reasons set forth above, and good cause appearing
12 therefor, the Court modifies the following schedule as follows:

13 Amended Motion: Due May 6, 2008

14 Government Response: Due May 20, 2008

15 Reply: Due May 27, 2008

16 Hearing: June 3, 2008

17 IT IS SO ORDERED.

18 Dated: May 1, 2008

19 
20 LAWRENCE K. KARLTON
21 SENIOR JUDGE
22 UNITED STATES DISTRICT COURT